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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/277,801 03/27/1999		03/27/1999	LARRY WESTERMAN	SLA0135	4093
20575	7590	09/30/2003			
		N & MCCOLLO	EXAMINER		
	MORRISON STREET AND, OR 97205			SONG, HOSUK	
				ART UNIT	PAPER NUMBER
				DATE MAILED: 09/30/2003	9

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

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Į.	Application No.	Applicant(s)					
Office Action Summary	09/277,801	WESTERMAN ET AL.					
Office Action Guilliary	Examiner	Art Unit					
The MAILING DATE of this communication app	Hosuk Song	2131					
Period for Reply	ears on the cover sheet with the t	correspondence address					
A SHORTENED STATUTORY PERIOD FOR REPLY THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply - If NO period for reply is specified above, the maximum statutory period w - Failure to reply within the set or extended period for reply will, by statute, - Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). Status	6(a). In no event, however, may a reply be tir within the statutory minimum of thirty (30) day ill apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	nely filed /s will be considered timely. I the mailing date of this communication. ID (35 U.S.C. § 133).					
1) Responsive to communication(s) filed on 09 J	<u>uly 2003</u> .						
	s action is non-final.						
3) Since this application is in condition for allowa	nce except for formal matters, p	rosecution as to the merits is					
closed in accordance with the practice under <i>b</i> Disposition of Claims	Ex parte Quayle, 1935 C.D. 11, 4	453 O.G. 213.					
4)⊠ Claim(s) <u>1-7</u> is/are pending in the application.							
4a) Of the above claim(s) is/are withdrawn from consideration.							
5) Claim(s) is/are allowed.							
6)⊠ Claim(s) <u>1-7</u> is/are rejected.							
	7) Claim(s) is/are objected to.						
8) Claim(s) are subject to restriction and/or election requirement.							
Application Papers ON The specification is chicated to but he Furnished							
9) The specification is objected to by the Examiner.							
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.							
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b) disapproved by the Examiner.							
If approved, corrected drawings are required in reply to this Office action.							
12) The oath or declaration is objected to by the Examiner.							
Priority under 35 U.S.C. §§ 119 and 120							
13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).							
a) ☐ All b) ☐ Some * c) ☐ None of:							
1. Certified copies of the priority documents have been received.							
2. Certified copies of the priority documents have been received in Application No							
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 							
14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).							
a) The translation of the foreign language provisional application has been received. Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.							
Attachment(s)	5 priority article 00 0.0.0. 33 120	, wiid/OF 121,					
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal	y (PTO-413) Paper No(s) Patent Application (PTO-152)					
S. Patent and Trademark Office							

Art Unit: 2131

DETAILED ACTION

1. Claims 1-7 are pending. The previous grounds of rejection based on Kawana patent is withdrawn in view of Applicant's arguments in the Amendment filed July 09 2003. However, newly discovered prior art has necessitated new grounds of rejection. The new grounds of rejection are presented below. The delay in citation of the newly discovered prior is regretted.

Claim Rejections - 35 USC § 103

- The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 3. Claims 1-7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moriyama(US 4,680,647) in view of Walther et al.(US 5,606,648).

In claims 1,3, Moriyama discloses a method for inserting a start code into a modulation process in (col.1,lines 48-51). Moriyama disclose inserting a stop code in (col.1,lines 51-54). Moriyama does not specifically disclose subpixel modulation process. Walther's patent discloses subpixel modulation process accordance with a code, which corresponds to a print engine in (fig.1,col.2,lines 27-40 and col.10,lines 1-7). It would have been obvious to person of ordinary skill in the art at the time invention was made to use subpixel modulation method taught in Walther with modulation process disclosed in Moriyama in order to provide high resolution image thus enhancing an overall picture quality.

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In claim 2, Moriyama disclose code is repeated several times throughout a printed image in (col.35,lines 1-10).

In claims 4- 5, Moriyama disclose full and no modulation process in (col.33,lines 59-66).

In claims 6-7, Moriyama disclose inserting a start code modulation sequence of

11110011 and stop code modulation sequence of 0001111 in (col.16,lines 41-54)..

Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hosuk Song whose telephone number is 703-305-0042. The examiner can normally be reached on Tue-Fri from 6:00 am- 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on 703-305-9648.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

HSS B

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